

SENT TO GOVERNOR

(March 18, 1993)

S.B. 336**THIRTY-FIFTH DAY**

(Monday, March 22, 1993)

The Senate met at 11:00 a.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Armbrister, Barrientos, Bivins, Brown, Carriker, Ellis, Haley, Harris of Tarrant, Harris of Dallas, Henderson, Leedom, Lucio, Luna, Madla, Moncrief, Montford, Nelson, Parker, Patterson, Ratliff, Rosson, Shapiro, Shelley, Sibley, Sims, Truan, Turner, Wentworth, West, Whitmire, Zaffirini.

A quorum was announced present.

The Reverend John Musgrave, St. Luke's Episcopal Church, Austin, offered the invocation as follows:

Almighty God, You are the giver of life and the source of all wisdom and knowledge. Grant that the deliberations and decisions which are today undertaken by this body may be so guided by Your spirit that they will serve to further justice, increase peace, and promote the well-being of all the people of this great state; and all this to the glory and honor of Your great and holy name. Amen.

On motion of Senator Harris of Dallas and by unanimous consent, the reading of the Journal of the proceedings of Thursday, March 18, 1993, was dispensed with and the Journal was approved.

CO-AUTHOR OF SENATE JOINT RESOLUTION 14

On motion of Senator Wentworth and by unanimous consent, Senator Bivins will be shown as Co-author of S.J.R. 14.

CO-AUTHOR OF SENATE BILL 373

On motion of Senator Zaffirini and by unanimous consent, Senator Patterson will be shown as Co-author of S.B. 373.

CO-AUTHOR OF SENATE BILL 458

On motion of Senator Haley and by unanimous consent, Senator Nelson will be shown as Co-author of S.B. 458.

CO-AUTHOR OF SENATE BILL 530

On motion of Senator Shelley and by unanimous consent, Senator Whitmire will be shown as Co-author of S.B. 530.

CO-AUTHOR OF SENATE BILL 775

On motion of Senator Madla and by unanimous consent, Senator Zaffirini will be shown as Co-author of S.B. 775.

MESSAGE FROM THE HOUSE

House Chamber
March 22, 1993

Mr. President: I am directed by the House to inform the Senate that the House has passed the following:

H.B. 63, Relating to the regulation of mammography devices and the practice of mammography.

H.B. 454, Relating to the priority given to the hearing of certain matters by trial courts.

H.B. 608, Relating to the ownership, recovery, theft, and taxation of exotic livestock and exotic fowl and to civil liability for trapping or killing an estray.

H.B. 716, Relating to bounties for predatory animals.

H.B. 771, Relating to treatment and care of persons with mental retardation.

H.B. 871, Relating to motor vehicle registrations by limited service deputy tax assessor-collectors.

H.B. 941, Relating to the authority and responsibility of the Texas Motor Vehicle Board of the Texas Department of Transportation.

H.B. 947, Relating to nonsubstantive additions to and corrections in enacted codes, including the nonsubstantive codification of various laws omitted from enacted codes, and to conforming codifications enacted by the 72nd Legislature to other Acts of that legislature.

Respectfully,

BETTY MURRAY, Chief Clerk
House of Representatives

CAPITOL PHYSICIAN

Senator Sibley was recognized and presented Dr. Kevin Oeffinger of Waco as the "Doctor for the Day."

The Senate welcomed Dr. Oeffinger and thanked him for his participation in the "Capitol Physician" program sponsored by the Texas Academy of Family Physicians.

PERMISSION TO INTRODUCE BILLS

On motion of Senator Harris of Dallas and by unanimous consent, Article III, Section 5 of the Texas Constitution and Senate Rule 7.07(b) were suspended to permit the introduction of the following bills:

S.B. 1286	S.B. 1293
S.B. 1287	S.B. 1294
S.B. 1288	S.B. 1295
S.B. 1289	S.B. 1296
S.B. 1290	S.B. 1297
S.B. 1291	S.B. 1298
S.B. 1292	

HOUSE BILLS ON FIRST READING

The following bills received from the House were read first time and referred to the committees indicated:

H.B. 398 to Committee on Finance.
H.B. 461 to Committee on Natural Resources.
H.B. 546 to Committee on Jurisprudence.
H.B. 554 to Committee on Criminal Justice.
H.B. 684 to Committee on Intergovernmental Relations.

SENATE BILLS AND RESOLUTION ON FIRST READING

The following bills and resolution were introduced, read first time, and referred to the committees indicated:

S.C.R. 56 by Barrientos Health and Human Services
 Directing the Texas Department of Human Services to develop and implement an appropriate case-mix reimbursement system that adequately meets the needs of all subacute and cognitively impaired patients.

S.B. 1286 by Truan Education
 Relating to Texas A&M University—Corpus Christi.

S.B. 1287 by Truan Education
 Relating to Texas A&M University—Kingsville.

S.B. 1288 by Brown, Nelson Criminal Justice
 Relating to the admissibility of evidence at the punishment stage of a criminal trial.

S.B. 1289 by Brown Criminal Justice
 Relating to the disposition of seized weapons.

S.B. 1291 by Bivins, Lucio Natural Resources
 Subcommittee on Agriculture
 Relating to the establishment of an organic standards and certification program; providing penalties.

S.B. 1292 by Bivins, Lucio Natural Resources
 Subcommittee on Agriculture
 Relating to the handling and marketing of citrus fruits and vegetables and to the produce recovery fund.

S.B. 1293 by Bivins Finance
 Relating to certain tax-free purchases of diesel fuel.

S.B. 1294 by Sims Natural Resources
 Relating to the creation of a state trust fund and its operational authority

for providing financial assistance to political subdivisions for environmental and natural resource public works projects.

S.B. 1295 by Ratliff

Finance

Relating to a refund of certain ad valorem taxes.

S.B. 1296 by Bivins

Natural Resources

Subcommittee on Agriculture

Relating to the practice of veterinary medicine, including the State Board of Veterinary Medical Examiners and dangerous drugs; providing penalties.

S.B. 1297 by Armbrister

Economic Development

Relating to negotiable instruments.

S.B. 1298 by Harris of Dallas, Rosson

State Affairs

Amending certain provisions relating to minimum standards of uniform practice and procedure for state agencies contained in the Administrative Procedure and Texas Register Act.

MESSAGE FROM THE GOVERNOR

The following Message from the Governor was read and was referred to the Committee on Nominations:

Austin, Texas

March 22, 1993

TO THE SENATE OF THE SEVENTY-THIRD LEGISLATURE,
REGULAR SESSION:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

TO BE A MEMBER OF THE TEXAS NATIONAL RESEARCH
LABORATORY COMMISSION for a term to expire February 1, 1997:

EL FRANCO LEE

3602 Crandon

Houston, Texas 77026

Commissioner Lee will be filling the unexpired term of Martha E. Smiley of Austin, who resigned.

TO BE MEMBERS OF THE TEXAS PARKS AND WILDLIFE
COMMISSION for terms to expire February 1, 1999:

THE HONORABLE WILLIAM P. HOBBY

P. O. Box 326

Houston, Texas 77001

Governor Hobby will be replacing Charles D. Nash, Jr., of San Marcos, whose term expired.

MICKEY RUTH FULWILER BURLESON

Route 1, Box 214

Temple, Texas 76501

Ms. Burleson will be replacing Beatrice Carr Pickens of Amarillo, whose term expired.

JOHN RAYMOND "RAY" CLYMER, JR.

2019 Berkley Drive

Wichita Falls, Texas 76308

Mr. Clymer will be replacing Henry C. Beck III of Dallas, whose term expired.

TO BE EXECUTIVE DIRECTOR OF THE TEXAS DEPARTMENT OF COMMERCE for a term to expire February 1, 1995:

CATHY BONNER

22 Margranita Crescent

Austin, Texas 78703

Ms. Bonner is being reappointed.

Respectfully submitted,

/s/Ann W. Richards

Governor of Texas

SENATE RESOLUTION 464

Senator West offered the following resolution:

WHEREAS, Erin Burnette of Plano was crowned Miss Texas Teen USA on November 29, 1992, in Houston; and

WHEREAS, The daughter of Tom and Pam Burnette, the vivacious 17-year-old Plano High School senior was selected from a field of 100 contestants representing the finest examples of young womanhood from across the State of Texas; and

WHEREAS, Before winning the Miss Texas Teen USA title, Ms. Burnette had been chosen as Homecoming Junior Attendant in 1991 and Homecoming Queen in 1992 at Plano High School and had made the semifinal round in the 1991 Miss Texas Teen USA pageant; and

WHEREAS, Among her other outstanding achievements, this lovely young lady has appeared in Who's Who Among American High School Students and served on the student council during the 1991-1992 and 1992-1993 school years; and

WHEREAS, Since earning the title of Miss Texas Teen USA, Ms. Burnette has co-hosted the Miss Gulf Coast Pageant and lent her delightful presence to the Washington Day Parade in Laredo; and

WHEREAS, With her warm personality and natural charm, Ms. Burnette makes friends quickly wherever she goes; gracious and poised, she will surely provide admirable representation for our state during the Miss Teen USA pageant to be held this August; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 73rd Legislature, hereby congratulate Erin Burnette of Plano on being named Miss Texas Teen USA and extend best wishes to her for success in the Miss Teen USA pageant and in all future endeavors; and, be it further

RESOLVED, That an official copy of this Resolution be prepared for Ms. Burnette as an expression of high regard from the Texas Senate.

The resolution was read and was adopted by a viva voce vote.

SENATE RESOLUTION 428

Senator Whitmire offered the following resolution:

WHEREAS, The Senate of the State of Texas takes great pleasure in

welcoming Angie Sisk, the reigning Miss Texas U.S.A., to the City of Austin on March 22, 1993; and

WHEREAS, Crowned Miss Texas on July 21, 1992, in Corpus Christi, Miss Sisk has represented her state at numerous affairs and has hosted charitable events to benefit cystic fibrosis research, Special Olympics, and rain forest preservation; and

WHEREAS, The blond-haired beauty is a statuesque 26-year-old who was also selected "Swimsuit Winner" and "Miss Photogenic" to become the only contestant in the history of the pageant to win the three honors in the same year; and

WHEREAS, Representing her state at the Miss U.S.A. Pageant on February 19, 1993, Angie was chosen by the judges as one of the top finalists and reached the semi-final round of the prestigious contest, continuing the tradition established by former Miss Texas contestants; and

WHEREAS, The daughter of Jack and Melba Sisk, Angie graduated from Taylor High School in Houston where she garnered other honors; she was voted homecoming queen and "Miss Taylor High School" by her peers; and

WHEREAS, Miss Sisk continued her education at Southwest Texas State University and Houston Baptist University before being selected Miss Texas U.S.A.; her career plans are focused on completing her studies in education after her year-long reign; and

WHEREAS, In addition to her interest in furthering the education of young children, the charming and talented young lady enjoys sports, modeling, aerobics, and dancing; and

WHEREAS, The citizens of Texas are truly fortunate to have such a lovely Texan as an ambassador of the Lone Star State; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 73rd Legislature, hereby congratulate Angie Sisk on being chosen Miss Texas U.S.A. and extend best wishes to her for future success in all her endeavors; and, be it further

RESOLVED, That a copy of this Resolution be prepared for Miss Sisk as an expression of the admiration and appreciation of the Texas Senate.

The resolution was read and was adopted by a viva voce vote.

GUESTS PRESENTED

Senator West was recognized and introduced to the Senate Miss Texas Teen USA Erin Burnette and Miss Texas USA Angie Sisk.

The Senate welcomed these guests.

(Senator Truan in Chair)

SENATE RESOLUTION 465

Senator Nelson offered the following resolution:

S.R. 465, Endorsing the nomination of Sigurd Lauritz Odegard and John Francis O'Connell for inclusion in the Independent Telephone Pioneer Association Hall of Fame.

The resolution was read and was adopted by a viva voce vote.

(President in Chair)

SENATE BILL 145 ON SECOND READING

On motion of Senator West and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 145, Relating to the creation of the offense of discharging a firearm in certain metropolitan areas.

The bill was read second time.

Senator Sibley offered the following amendment to the bill:

Floor Amendment No. 1

Amend **S.B. 145** in SECTION 1 of the bill, proposed Section 42.015, by striking proposed Subsection (b) and substituting the following:

(b) An offense under this section is a Class B misdemeanor.

The amendment was read and was adopted by the following vote: Yeas 17, Nays 14.

Yeas: Armbrister, Barrientos, Haley, Harris of Tarrant, Harris of Dallas, Luna, Madla, Nelson, Parker, Patterson, Ratliff, Shapiro, Shelley, Sibley, Sims, Truan, Wentworth.

Nays: Bivins, Brown, Carriker, Ellis, Henderson, Leedom, Lucio, Moncrief, Montford, Rosson, Turner, West, Whitmire, Zaffirini.

Senator Turner offered the following amendment to the bill:

Floor Amendment No. 2

Amend **S.B. 145**, Sec. 42.015(a) by striking: "having a population of 100,000 or more, according to the most recent federal census."

The amendment was read and was adopted by the following vote: Yeas 19, Nays 12.

Yeas: Carriker, Ellis, Henderson, Leedom, Lucio, Luna, Madla, Moncrief, Parker, Patterson, Rosson, Shelley, Sibley, Truan, Turner, Wentworth, West, Whitmire, Zaffirini.

Nays: Armbrister, Barrientos, Bivins, Brown, Haley, Harris of Tarrant, Harris of Dallas, Montford, Nelson, Ratliff, Shapiro, Sims.

On motion of Senator West and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment by a viva voce vote.

RECORD OF VOTE

Senator Ratliff asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

SENATE BILL 145 ON THIRD READING

Senator West moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S.B. 145 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 27, Nays 4.

Yeas: Barrientos, Bivins, Brown, Carriker, Ellis, Haley, Harris of Tarrant, Harris of Dallas, Henderson, Leedom, Lucio, Luna, Madla, Moncrief, Montford, Parker, Patterson, Rosson, Shelley, Sibley, Sims, Truan, Turner, Wentworth, West, Whitmire, Zaffirini.

Nays: Armbrister, Nelson, Ratliff, Shapiro.

The bill was read third time and was passed by a viva voce vote.

RECORD OF VOTES

Senators Armbrister and Ratliff asked to be recorded as voting "Nay" on the final passage of the bill.

COMMITTEE SUBSTITUTE**SENATE BILL 424 ON SECOND READING**

On motion of Senator Harris of Tarrant and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

C.S.S.B. 424, Relating to spousal maintenance after the dissolution of certain marriages or putative marriages.

The bill was read second time and was passed to engrossment by a viva voce vote.

COMMITTEE SUBSTITUTE**SENATE BILL 424 ON THIRD READING**

Senator Harris of Tarrant moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that C.S.S.B. 424 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 3.

Yeas: Armbrister, Barrientos, Brown, Carriker, Ellis, Haley, Harris of Tarrant, Harris of Dallas, Henderson, Lucio, Luna, Madla, Moncrief, Montford, Nelson, Parker, Patterson, Ratliff, Rosson, Shapiro, Shelley, Sibley, Truan, Turner, Wentworth, West, Whitmire, Zaffirini.

Nays: Bivins, Leedom, Sims.

The bill was read third time and was passed by a viva voce vote.

RECORD OF VOTES

Senators Bivins, Leedom, and Sims asked to be recorded as voting "Nay" on the final passage of the bill.

SENATE BILL 376 ON SECOND READING

On motion of Senator Haley and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 376, Relating to use of osteopathic hospitals by health maintenance and preferred provider organizations.

The bill was read second time.

Senator Haley offered the following amendment to the bill:

(1) Amend **S.B. 376** by striking Section 1, Subsection (b) and substituting the following:

(b) A health maintenance or preferred provider organization that provides benefits for inpatient or outpatient services provided by allopathic hospitals shall seek to provide benefits for similar services provided by an osteopathic hospital if there is an osteopathic hospital within the service area of the health maintenance or preferred provided organization that will provide those services at substantially similar cost.

(2) Amend **S.B. 376** on page 1, line 37, by striking Subsection (c).

The amendment was read and was adopted by a viva voce vote.

On motion of Senator Haley and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment by a viva voce vote.

SENATE BILL 376 ON THIRD READING

Senator Haley moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **S.B. 376** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

COMMITTEE SUBSTITUTE**SENATE BILL 441 ON SECOND READING**

On motion of Senator Brown and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

C.S.S.B. 441, Relating to the issuance of tags for certain finfish species and to the definition of fish dealers; providing penalties.

The bill was read second time and was passed to engrossment by a viva voce vote.

COMMITTEE SUBSTITUTE**SENATE BILL 441 ON THIRD READING**

Senator Brown moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **C.S.S.B. 441** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

**COMMITTEE SUBSTITUTE
SENATE BILL 506 ON SECOND READING**

On motion of Senator Henderson and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

C.S.S.B. 506, Relating to the creation of multiple panels of, and to the operation of, a municipality's zoning board of adjustment.

The bill was read second time.

Senator Henderson offered the following amendment to the bill:

Amend **C.S.S.B. 506** by striking Sections 4 and 5 of the bill (page 2, lines 21 through 28) and substituting the following:

SECTION 4. Subchapter A, Chapter 211, Local Government Code, is amended by adding Section 211.015 to read as follows:

Sec. 211.015. ZONING REFERENDUM IN HOME-RULE MUNICIPALITY. (a) Notwithstanding other requirements of this subchapter, the voters of a home-rule municipality may repeal the municipality's zoning regulations adopted under this subchapter by either:

(1) a charter election conducted under law; or

(2) on the initial adoption of zoning regulations by a municipality, by the use of a referendum process that is authorized under the charter of the municipality for public protest of the adoption of an ordinance.

(b) Notwithstanding other requirements of this subchapter, the governing body of a home-rule municipality may, on its own motion, submit the repeal of the zoning regulations adopted under this subchapter to the voters by use of a process that is authorized under the charter of the municipality for a popular vote on the rejection or repeal of an ordinance.

(c) This subchapter does not prohibit the adoption or application of a charter provision of a home-rule municipality requiring a waiting period before the adoption of zoning regulations, the submission of the initial adoption of zoning regulations to a binding referendum election, or both, if the procedural requirements of this subchapter for the adoption of the zoning regulations are otherwise met.

(d) This section may be used only for the repeal of a municipality's zoning regulations in their entirety or for a determination of whether a municipality should initially adopt zoning regulations.

SECTION 5. (a) This Act takes effect September 1, 1993, except that Section 4 of this Act takes effect immediately.

(b) The provisions of Section 3 of this Act apply only to a case filed with a board of adjustment on or after the effective date of this Act.

SECTION 6. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be

read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force according to its terms, and it is so enacted.

The amendment was read and was adopted by a viva voce vote.

On motion of Senator Henderson and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment by a viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 506 ON THIRD READING**

Senator Henderson moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that C.S.S.B. 506 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

The bill was read third time and was passed by a viva voce vote.

(Senator Montford in Chair)

**COMMITTEE SUBSTITUTE
SENATE BILL 587 ON SECOND READING**

On motion of Senator Shelley and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

C.S.S.B. 587, Relating to the authority of the Harris County Flood Control District to engage in wetlands mitigation programs.

The bill was read second time and was passed to engrossment by a viva voce vote.

**COMMITTEE SUBSTITUTE
SENATE BILL 587 ON THIRD READING**

Senator Shelley moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that C.S.S.B. 587 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

REPORT OF COMMITTEE ON NOMINATIONS

Senator Barrientos submitted the following report from the Committee on Nominations:

We, your Committee on Nominations, to which were referred the following appointments, have had same under consideration and report them back to the Senate with a recommendation that they be confirmed:

To be Members of the TEXAS A&M UNIVERSITY SYSTEM BOARD OF REGENTS: John H. Lindsey, Harris County; T. Michael O'Connor, Victoria County; M. Guadalupe Lopez Rangel, Nueces County.

To be Members of the TEXAS TECH UNIVERSITY BOARD OF REGENTS: Dr. Carl Edward Noc, Dallas County; Edward E. Whitacre, Jr., Bexar County.

To be Members of the GENERAL SERVICES COMMISSION: Parker C. Folse III, Harris County; Ramiro Guzman, El Paso County; Ronald Kirk, Dallas County; Betty McKool, Dallas County; Ofelia de los Santos, Hidalgo County.

To be Members of the LOW-LEVEL RADIOACTIVE WASTE DISPOSAL AUTHORITY: David Ojeda, Jr., Dimmit County; Carmen E. Rodriguez, El Paso County.

To be Members of the LOWER COLORADO RIVER AUTHORITY BOARD OF DIRECTORS: Hilda C. Kroll, Blanco County; James A. Martin, Travis County; Betty Jo Miller, San Saba County.

To be Members of the TRINITY RIVER AUTHORITY OF TEXAS BOARD OF DIRECTORS: Dr. Anton B. Brucks, Dallas County; Mellie Rendon Howard, Navarro County; Percy Howard, Jr., Walker County; David Barkley Jenkins, Chambers County; Carrol N. Magee, Dallas County; Constance T. Slocomb, Polk County; Stephen Lyle Tatum, Tarrant County.

To be Members of the BRAZOS RIVER AUTHORITY BOARD OF DIRECTORS: Ada G. Connor, Limestone County; Patricia S. Eason, Williamson County; James Jefferson Gibson, King County; Helen Elizabeth Martin, Erath County; Charles R. Moser, Washington County; Lyndon L. Olson, Sr., McLennan County; John M. Webby, Williamson County.

To be CANADIAN RIVER COMPACT COMMISSIONER: Xen Harris Oden, Lubbock County.

To be a Member of the GENERAL SERVICES COMMISSION: Nora W. Chavez, Bexar County.

To be a Member of the GULF COAST WASTE DISPOSAL AUTHORITY: Jerome J. Pennington, Harris County.

To be a Member of the BOARD FOR LEASE - TEXAS PARKS AND WILDLIFE COMMISSION: Thomas Walter Umphrey, Jefferson County.

To be a Member of the LOWER CONCHO RIVER WATER AND SOIL CONSERVATION AUTHORITY BOARD OF DIRECTORS: Joseph Beach, Concho County.

To be Members of the RADIATION ADVISORY BOARD: Dr. Louis H. Cadena, Val Verde County; Dr. James Daniel Cox, Harris County; Dr. Gregg S. Wilkinson, Galveston County.

To be a Member of the SCHOOL LAND BOARD: Richard M. Landsman, Bexar County.

To be a Member of the UPPER COLORADO RIVER AUTHORITY BOARD OF DIRECTORS: Ruby N. Gutierrez, Tom Green County.

To be Members of the VETERANS LAND BOARD: Jesse D. Martin, Lubbock County; Mike McKool, Dallas County.

NOTICE OF CONSIDERATION OF NOMINATIONS

Senator Barrientos gave notice that he would tomorrow at the conclusion of Morning Call submit to the Senate for consideration nominations to agencies, boards, and commissions of the state.

SENATE RULE 11.19 SUSPENDED (Posting Rule)

On motion of Senator Whitmire and by unanimous consent, Senate Rule 11.19 was suspended in order that the Committee on Criminal Justice might consider S.B. 1069 tomorrow.

MEMORIAL RESOLUTIONS

H.C.R. 56 - (Turner): In memory of Arnold "Sam" Winkelmann.

S.R. 458 - By Montford: In memory of Dr. Lucille S. Barton Graves of Lubbock.

S.R. 459 - By Montford: In memory of the Honorable Truman Roberts.

S.R. 460 - By Montford: In memory of Thomas J. Griffith of Lubbock.

S.R. 461 - By Montford: In memory of Shay Deering of Lubbock.

S.R. 463 - By Montford: In memory of Janet Scoggin of Lubbock.

CONGRATULATORY RESOLUTIONS

H.C.R. 37 - (Turner): Honoring Mrs. Vennie Herzog on the occasion of her retirement.

H.C.R. 100 - (Zaffirini): Congratulating Ruth Rich on the occasion of her 80th birthday.

S.R. 304 - By Whitmire: Commending F. C. "Bud" Hadfield of Harris County for his accomplishments and his contributions to the citizens of Texas.

S.R. 454 - By Sibley: Recognizing Ronald O. Craven, who was selected as the Army and Air Force Exchange Service Driver of the Year.

S.R. 456 - By Rosson: Congratulating the Zach White Elementary School Campus Improvement Committee on the success of the role model program that was implemented in the 1991-1992 school year.

S.R. 462 - By Montford: Congratulating the Dimmitt High School girls basketball team for winning the Class 3A girls state basketball championship.

ADJOURNMENT

On motion of Senator Harris of Dallas, the Senate at 11:56 a.m. adjourned until 10:30 a.m. tomorrow.

APPENDIX

REPORTS OF STANDING COMMITTEE

The following committee reports were received by the Secretary of the Senate:

March 19, 1993

HEALTH AND HUMAN SERVICES — C.S.S.B. 205, C.S.S.B. 206, C.S.S.B. 207, C.S.S.B. 209, C.S.S.B. 210, C.S.S.B. 211, C.S.S.B. 212

THIRTY-SIXTH DAY

(Tuesday, March 23, 1993)

The Senate met at 10:30 a.m. pursuant to adjournment and was called to order by the President.

The roll was called by former Lieutenant Governor William P. Hobby, a guest of the Senate today, and the following Senators were present: Armbrister, Barrientos, Bivins, Brown, Carriker, Ellis, Haley, Harris of Tarrant, Harris of Dallas, Henderson, Leedom, Lucio, Luna, Madla, Moncrief, Montford, Nelson, Parker, Patterson, Ratliff, Rosson, Shapiro, Shelley, Sibley, Sims, Truan, Turner, Wentworth, West, Whitmire, Zaffirini.

A quorum was announced present.

Charles Castleberry, guest of Senator Brown here in honor of Brazoria County Day, offered the invocation as follows:

Lord, You have honored Your servant to stand here in this place of people of renown to say a prayer for this business that will occur here today. Lord, we thank You for Your goodness and mercy. Lord, we say a special prayer for the presiding officer, Governor Bullock. Lord, we thank You for his leadership. Lord, we have seen former Governor Hobby here. Lord, we thank You for his long years of service in this place. Now, Lord, I pray that You would give each Senator wisdom. Lord, I pray that You would give each one grace, each one the knowledge to carry out the business that You would have be done. Lord, we would be remiss not to offer a special prayer and ask a special blessing on our own Senator, Senator Buster Brown. Lord, we ask that You forgive us of our sins. Give us Your grace today. These things we ask in Jesus' name. Amen.

On motion of Senator Harris of Dallas and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.